

AFFIDAVIT

I, Herman L. Arnold, having been duly sworn, hereby depose and state as follows:

1. I am a Special Agent of the United States Department of State, Diplomatic Security Service ("DSS"), and have been so employed since August, 2002. As part of my official duties, I am assigned to investigate violations of matters relating to the U.S. Department of State, including passport and visa fraud, illegal, improper use and possession of identification documents and false statements made to illegally obtain passports and visas.

2. The information set forth in this affidavit is based upon my investigation as well as information provided by the Boston Passport Agency, and other public agencies. In submitting this affidavit, however, I have not included each and every fact known to me about the investigation, but only those facts that I believe are sufficient to establish probable cause in support of a criminal charging, Renald JEAN-BAPTISTE with making false statements in an application for a United States passport, in violation of Title 18, United States Code, Section 1542.

3. On March 4, 2002, a person using the identity of Lance Steven Tirso Roxas submitted an application ("DS-11") for a United States passport at the U.S. Post Office located in Cambridge, MA. A copy of the passport application is appended hereto as Exhibit A. In support of the application, the person

provided a birth certificate in the name of Lance Steven Tirso Roxas from the Board of Health and Vital Statistics of Hudson County, Jersey City, New Jersey, reflecting that the person was born on May 9, 1971, in Jersey City, New Jersey. A Copy of the birth certificate is appended hereto as Exhibit B. The person signed the ROXAS application in the presence of an authorized passport acceptance clerk, attesting that all of the information contained therein was true. Also, as required, the person submitted two copies of a photograph of himself. One copy of the photograph was attached to the application at the time of its submission.

4. On January 14, 2004, Diplomatic Security Service Special Agent William T. Noone of the New York Field Office of the Diplomatic Security Service interviewed the person who submitted the application in the name of Lance Steven Tirso Roxas. He admitted that he is not Lance Steven Tirso Roxas, and that his true identity is Renald JEAN-BAPTISTE. He further admitted that he is a citizen of Haiti by virtue of birth, having been born in Port-au-Prince, Haiti, on June 9, 1973. A copy of JEAN-BAPTISTE'S sworn statement is appended hereto as Exhibit C. JEAN-BAPTISTE then voluntarily provided his fingerprints to the affiant for identification purposes.

5. On January 14, 2004, the true Lance Steven Tirso Roxas was interviewed by Diplomatic Security Service Special Agent

William T. Noone of the New York Field Office of the Diplomatic Security Service, and he admitted that he supplied Renald JEAN-BAPTISTE with identification documents for the purpose of aiding JEAN-BAPTISTE in obtaining a U.S. Passport, knowing JEAN-BAPTISTE was not entitled to a U.S. Passport. A Copy of Lance Steven Tirso Roxas's sworn statement is appended hereto as Exhibit D.

6. Based on the foregoing, I have probable cause to believe that Renald JEAN-BAPTISTE did willfully and knowingly make a false statement on an application for a United States passport with the intent to induce or secure the issuance of a passport under the authority of the United States for his own use, in violation of Title 18, United States Code, Section 1542.

I certify that the foregoing is true and correct. Executed at Boston, Massachusetts, this 19th day of February, 2004.



HERMAN L. ARNOLD
Special Agent
U.S. Department of State,
Diplomatic Security Service

Subscribed and sworn before me this 19th day of February, 2004, in Boston, Massachusetts.

CHARLES B. SWARTWOOD III
United States Magistrate Judge

EXHIBIT A

U. S. Department of State

APPLICATION FOR U.S. PASSPORT REGISTRATION
(Type or print all capital letters in blue or black ink in white areas only)

1. NAME (First and Middle)

LANCE STEVEN ROTOS

LAST

TEXAS

2. MAIL PASSPORT TO: STREET / RFD # OR P.O. BOX

414436

CITY

NEW YORK

ZIP CODE

10018

COUNTRY / IN CARE OF (if applicable)

3. SEX

 M F

4. PLACE OF BIRTH (City & State or City & Country)

NEW JERSEY MEDICAL

7. HEIGHT

Feet

Inches

8. HAIR COLOR

Black

9. EYE COLOR

Brown

10. HOME TELEPHONE

617-267-6411

11. BUSINESS TELEPHONE

347-423-2490

12. OCCUPATION

—

13. PERMANENT ADDRESS (DO NOT LIST P.O. BOX)

59 Burbank St

STREET/R.F.D. #

Boston

CITY

MASS

STATE

02115

ZIP CODE

14. FATHER'S FULL NAME

First: Steven, Last: Rotos, Middle: Boston

15. MOTHER'S FULL MAIDEN NAME

First: Catherine, Last: Eileen, Middle: Rotos

16. HAVE YOU EVER BEEN MARRIED?

 Yes No

17. OTHER NAMES YOU HAVE USED

(1) (2)

18. HAVE YOU EVER BEEN ISSUED A U.S. PASSPORT?

 Yes NoIf Yes, Yes No, IF YES, COMPLETE NEXT LINE AND SUBMIT PASSPORT IF AVAILABLE.

APPROXIMATE ISSUE DATE

Month Day Year

MOST RECENT PASSPORT NUMBER

Month Day Year

Submitted Stolen Lost Other

It is necessary to submit a statement with an application for a new passport when a previous valid or potentially valid passport cannot be presented. The statement must set forth in detail why the previous passport cannot be presented. Use Form DS-64.

19. EMERGENCY CONTACT: If you wish, you may supply the name, address and telephone number of a person not traveling with you to be contacted in case of emergency.

NAME

Catherine Eileen Rotos

STREET

336 Oceanic Drive

CITY

Township, NJ

STATE

08753

ZIP CODE

TELEPHONE

732-270-3024

20. TRAVEL PLANS (not mandatory)

Month Day Year

Date of Trip

Length of Trip

COUNTRIES TO BE VISITED:

X

Father's/Legal Guardian's Signature (if identifying minor)

X

Mother's/Legal Guardian's Signature (if identifying minor)

21. STOP. DO NOT SIGN APPLICATION UNTIL REQUESTED TO DO SO BY PERSON ADMINISTERING OATH.

I have not, since acquiring United States citizenship, performed any of the acts listed under "Acts or Conditions" on the reverse of this application form (unless explanatory statement is attached). I solemnly swear (or affirm) that the statements made on this application are true and the photograph attached is a true likeness of me.

X

Applicant's Signature - age 14 or older

Francis E. Noone

(SEAL)

03042002

Month Day Year

Clerk of Court; Location

 Driver's License Passport Other (Specify)

MASS LIQUOR

 Driver's License Passport Other (Specify)

Issue Date: 05/13/2007 Expiration Date: 05/13/2008 Place of Issue: MASS

Name: LANCE STEVEN ROTOS ID No. S42776106

Name: ID No.

Place of Issue:

 Driver's License Passport Other (Specify)

Name: ID No.

Place of Issue:

 Driver's License Passport Other (Specify)

Name: ID No.

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Place of Issue:

 Driver's License Passport Other (Specify)

Name: ID No.

Place of Issue:

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EXHIBIT B

BIRTH REGISTRATION CERTIFICATE

Board of Health and Vital Statistics

OF HUDSON COUNTY
JERSEY CITY, NEW JERSEY



NAME

S

PLACE OF BIRTH

DATE OF BIRTH

JOHN L. BROWN

1971

JERSEY CITY, N.J.

1971

This is a true certification of name and birth facts as recorded in this office.

MAY 33th, 1971

REGISTRATION DAY

MAY 14th, 1971

DATE ISSUED

Maurice Summer

MURICE SUMMER
REGISTRAR OF VITAL STATISTICS

STATE OF NEW JERSEY

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EXHIBIT C

United States Department of State
Bureau of Diplomatic Security



SWORN STATEMENT

PLACE: SKYLIGHT DINER

34TH STREET & 9TH AVE MANHATTAN, NY

DATE: 11/14/2004

I, Renold Jean-Baptiste, hereby make the following statement
voluntarily to SA William Noone who has been identified to me as a
Special Agent of the Diplomatic Security Service, United States Department of State.

Renold Jean-Baptiste Lance Rogers

I ~~thought~~ thought I would have got away
of using Lance's IDs so that
I could get out of the country to be able
to do a job abroad.

No I did not pay for the documents
Lance let me used them because he
was a good friend to me.

No I do not have the documents sent them by fall of 2002 to the
passport agency. I don't know where they
are right now because I don't have them.
I got all the documents from Lance
& applied in Boston.

It was the only time I have ever done
such a thing. I was just trying to do
a job. I have never had any problem
with the law, never been arrested.

Renold Jean-Baptiste

414 W 036 apt 10c Ny Ny 10018

212-596 87042

6-9-73 Birth date

I came to the U.S.A in May 89

032-76-2858

X Renold Jean-Baptiste

United States Department of State
Bureau of Diplomatic Security

I SWEAR THAT THE CONTENTS OF THIS STATEMENT OF RENARD JEAN BAPTISTE
PAGES ARE TRUE AND CORRECT: THAT I HAVE MADE THIS STATEMENT OF MY OWN FREE WILL
AND ACCORD WITH NO PROMISES OF IMMUNITY HAVING BEEN MADE TO ME AND WITHOUT ANY
THREATS, FORCE, OR COERCION BEING USED AGAINST ME. I MAKE THIS STATEMENT IN AN
EFFORT TO ASSIST THE UNITED STATES DEPARTMENT OF STATE IN AN OFFICIAL
INVESTIGATION. I HAVE BEEN COURTEOUSLY TREATED AND I HAVE NO OBJECTION TO THE
CONDUCT OF THE INTERVIEWING OFFICERS.

FURTHER DEPONENT SAITH NOT.

S: Renard Jean Baptiste

SUBSCRIBED AND SWORN BEFORE ME ON THIS 14 DAY OF JAN, 2004

S: William T. Lane
SPECIAL AGENT
U.S. DEPARTMENT OF STATE
DIPLOMATIC SECURITY SERVICE
1 Executive Drive, 5th Floor
Fort Lee, NJ 07024

WITNESS: S: Carroll S.A. Nordic, Jr.
Special Agent
U.S. DEPARTMENT OF STATE
DIPLOMATIC SECURITY SERVICE
1 Executive Drive, 5th Floor
Fort Lee, NJ 07024

EXHIBIT D

United States Department of State
Bureau of Diplomatic Security



SWORN STATEMENT

PLACE: CRUNCH FITNESS 3217 ST 3/W 77/BWY

DATE: 19 JAN 2004

I, LUCILLE DAVIS,

hereby make the following statement
voluntarily to SA William Nause who has been identified to me as a
Special Agent of the Diplomatic Security Service, United States Department of State.

THAT DURING THE YEAR OF 2002 I LENT
MY DOCUMENTATION TO SA WILLIAM NAUSE WHO WAS
AT 414 36TH ST. NV NV. I FELT
UNLAWFUL FOR MR. NAUSE AS HE
WAS LEFT ALONE BY HIS FAMILY AFTER
ARRIVED ALBANY WITH THIS COUNTRY ILLEGALLY.
HE GAVE OFFICED THE DOB OF HIS
PREGNANCY WITH THIS CLOUDS DUE SHOW.
I GAVE HIM MY DOCUMENTATION SO HE COULD
ATTAIN EXCUSENTIAL WITH HIS PREGNANCY
IN SPITE THAT WOULD INABLE HIM TO
TAKE THE DOB HE THEN FOUND
OUT THAT HE NEEDED TO FLY CLOUDS AS
FOLLOWS THE POSTED AND I LEND
AGAIN LENT HIM DOCUMENTATION SO
HE COULD ATTAIN A PASSPORT.
I FELT VERY SICKLY DUE TO ME
EXCUSENTIAL DUE TO THE COMPLICATION
AS HIS BODY HAD TO FACE IN SPITE
AND THAT TO WHAT LED ME TO
COMBINE HIM FLY DOCUMENTATION.

United States Department of State
Bureau of Diplomatic Security

I SWEAR THAT THE CONTENTS OF THIS STATEMENT OF LAWRENCE REAMS ()
PAGES ARE TRUE AND CORRECT: THAT I HAVE MADE THIS STATEMENT OF MY OWN FREE WILL
AND ACCORD WITH NO PROMISES OF IMMUNITY HAVING BEEN MADE TO ME AND WITHOUT ANY
THREATS, FORCE, OR COERCION BEING USED AGAINST ME. I MAKE THIS STATEMENT IN AN
EFFORT TO ASSIST THE UNITED STATES DEPARTMENT OF STATE IN AN OFFICIAL
INVESTIGATION. I HAVE BEEN COURTEOUSLY TREATED AND I HAVE NO OBJECTION TO THE
CONDUCT OF THE INTERVIEWING OFFICERS.

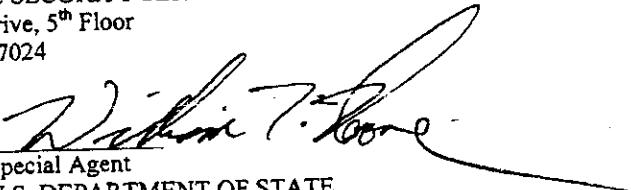
FURTHER DEPONENT SAITH NOT.

S: 

SUBSCRIBED AND SWORN BEFORE ME ON THIS 14 DAY OF January, 2004

S: 

SPECIAL AGENT
U.S. DEPARTMENT OF STATE
DIPLOMATIC SECURITY SERVICE
1 Executive Drive, 5th Floor
Fort Lee, NJ 07024

WITNESS: S: 

Special Agent
U.S. DEPARTMENT OF STATE
DIPLOMATIC SECURITY SERVICE
1 Executive Drive, 5th Floor
Fort Lee, NJ 07024